PREVAILED	Roll Call No
FAILED	Ayes
WITHDRAWN	Noes
RULED OUT OF ORDER	

## **HOUSE MOTION**

Page 1, delete lines 9 through 17, begin a new paragraph and insert:

## MR. SPEAKER:

I move that House Bill 1656 be amended to read as follows:

2	"(b) As used in this section, "resident of Indiana" means a
3	person who:
4	(1) is at least eighteen (18) years of age;
5	(2) is lawfully present in the United States and is authorized
6	to work on a project in accordance with federal law; and
7	(3) is one (1) of the following:
8	(A) A person who has registered a motor vehicle in
9	Indiana.
10	(B) A person who is registered to vote in Indiana.
11	(C) A person who has a child enrolled in an elementary or
12	a secondary school located in Indiana.
13	(D) A person who derives more than one-half (1/2) of the
14	person's gross income (as defined in Section 61 of the
15	Internal Revenue Code) from sources in Indiana,
16	according to the provisions applicable to determining the
17	source of adjusted gross income that are set forth in
18	IC 6-3-2-2. However, a person who would otherwise be
19	considered a resident of Indiana under this subdivision is
20	not a resident of Indiana if a preponderance of the
21	evidence concerning the factors set forth in clauses (A)
22	through (C) proves that the person is not a resident of
23	Indiana.".
24	Page 2, delete lines 1 through 8.

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1 Page 2, delete lines 22 through 40, begin a new paragraph and 2 insert: "SECTION 2. IC 4-13.6-6-2.8 IS ADDED TO THE INDIANA 3 4 CODE AS A NEW SECTION TO READ AS FOLLOWS 5 [EFFECTIVE UPON PASSAGE]: Sec. 2.8. (a) As used in this section, "resident of Indiana" means a person who: 6 7 (1) is at least eighteen (18) years of age; 8 (2) is lawfully present in the United States and is authorized 9 to work on a project in accordance with federal law; and 10 (3) is one (1) of the following: 11 (A) A person who has registered a motor vehicle in Indiana. 12 13 (B) A person who is registered to vote in Indiana. 14 (C) A person who has a child enrolled in an elementary or 15 a secondary school located in Indiana. (D) A person who derives more than one-half (1/2) of the 16 17 person's gross income (as defined in Section 61 of the 18 Internal Revenue Code) from sources in Indiana, 19 according to the provisions applicable to determining the 20 source of adjusted gross income that are set forth in 21 IC 6-3-2-2. However, a person who would otherwise be 22 considered a resident of Indiana under this subdivision is 23 not a resident of Indiana if a preponderance of the 24 evidence concerning the factors set forth in clauses (A) 25 through (C) proves that the person is not a resident of 26 Indiana.". 27 Page 3, delete lines 34 through 42, begin a new paragraph and 28 insert: 29 "SECTION 3. IC 5-16-1-7.5 IS ADDED TO THE INDIANA CODE 30 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE 31 UPON PASSAGE]: Sec. 7.5. (a) As used in this section, "resident of 32 Indiana" means a person who: 33 (1) is at least eighteen (18) years of age; 34 (2) is lawfully present in the United States and is authorized 35 to work on a project in accordance with federal law; and 36 (3) is one (1) of the following: 37 (A) A person who has registered a motor vehicle in 38 Indiana. 39 (B) A person who is registered to vote in Indiana. 40 (C) A person who has a child enrolled in an elementary or 41 a secondary school located in Indiana. 42 (D) A person who derives more than one-half (1/2) of the 43 person's gross income (as defined in Section 61 of the 44 Internal Revenue Code) from sources in Indiana, 45 according to the provisions applicable to determining the 46 source of adjusted gross income that are set forth in 47 IC 6-3-2-2. However, a person who would otherwise be

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1 considered a resident of Indiana under this subdivision is 2 not a resident of Indiana if a preponderance of the 3 evidence concerning the factors set forth in clauses (A) 4 through (C) proves that the person is not a resident of 5 Indiana.". 6 Page 4, delete lines 1 through 10. 7 Page 8, delete lines 40 through 42, begin a new paragraph and 8 insert: "SECTION 9. IC 8-10-1-7.7 IS ADDED TO THE INDIANA CODE 9 10 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE 11 UPON PASSAGE]: Sec. 7.7. (a) As used in this section, "resident of 12 Indiana" means a person who: 13 (1) is at least eighteen (18) years of age; 14 (2) is lawfully present in the United States and is authorized to work on a project in accordance with federal law; and 15 16 (3) is one (1) of the following: 17 (A) A person who has registered a motor vehicle in 18 19 (B) A person who is registered to vote in Indiana. 20 (C) A person who has a child enrolled in an elementary or 21 a secondary school located in Indiana. 22 (D) A person who derives more than one-half (1/2) of the 23 person's gross income (as defined in Section 61 of the 24 Internal Revenue Code) from sources in Indiana, 25 according to the provisions applicable to determining the 26 source of adjusted gross income that are set forth in 27 IC 6-3-2-2. However, a person who would otherwise be 28 considered a resident of Indiana under this subdivision is 29 not a resident of Indiana if a preponderance of the 30 evidence concerning the factors set forth in clauses (A) 31 through (C) proves that the person is not a resident of 32 Indiana.". 33 Page 9, delete lines 1 through 16. Page 15, delete lines 35 through 42, begin a new paragraph and 34 35 insert: "SECTION 16. IC 8-23-9-4.6 IS ADDED TO THE INDIANA 36 37 CODE AS A NEW SECTION TO READ AS FOLLOWS 38 [EFFECTIVE UPON PASSAGE]: Sec. 4.6. (a) As used in this section, 39 "resident of Indiana" means a person who: 40 (1) is at least eighteen (18) years of age; (2) is lawfully present in the United States and is authorized 41 to work on a project in accordance with federal law; and 42 43 (3) is one (1) of the following: 44 (A) A person who has registered a motor vehicle in 45 Indiana. 46 (B) A person who is registered to vote in Indiana.

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(C) A person who has a child enrolled in an elementary or

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1 a secondary school located in Indiana. 2 (D) A person who derives more than one-half (1/2) of the person's gross income (as defined in Section 61 of the 3 4 Internal Revenue Code) from sources in Indiana, 5 according to the provisions applicable to determining the 6 source of adjusted gross income that are set forth in IC 6-3-2-2. However, a person who would otherwise be 7 8 considered a resident of Indiana under this subdivision is 9 not a resident of Indiana if a preponderance of the 10 evidence concerning the factors set forth in clauses (A) 11 through (C) proves that the person is not a resident of 12 Indiana.". 13 Page 16, delete lines 1 through 11. Page 17, delete lines 6 through 24, begin a new paragraph and 14 15 16 "SECTION 17. IC 36-1-12-5.5 IS ADDED TO THE INDIANA 17 CODE AS A NEW SECTION TO READ AS FOLLOWS 18 [EFFECTIVE UPON PASSAGE]: Sec. 5.5. (a) As used in this section, 19 "resident of Indiana" means a person who: 20 (1) is at least eighteen (18) years of age; 21 (2) is lawfully present in the United States and is authorized 22 to work on a project in accordance with federal law; and 23 (3) is one (1) of the following: 24 (A) A person who has registered a motor vehicle in 25 Indiana. 26 (B) A person who is registered to vote in Indiana. 27 (C) A person who has a child enrolled in an elementary or 28 a secondary school located in Indiana. 29 (D) A person who derives more than one-half (1/2) of the 30 person's gross income (as defined in Section 61 of the 31 Internal Revenue Code) from sources in Indiana, 32 according to the provisions applicable to determining the 33 source of adjusted gross income that are set forth in

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IC 6-3-2-2. However, a person who would otherwise be

1	considered a resident of Indiana under this subdivision is
2	not a resident of Indiana if a preponderance of the
3	evidence concerning the factors set forth in clauses (A)
4	through (C) proves that the person is not a resident of
5	Indiana.".
6	Renumber all SECTIONS consecutively.
	(Reference is to HB 1656 as printed February 3, 2009.)
	Representative Thompson

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